

UNITED STATES DISTRICT COURT
SOUTHERN DISTRICT OF NEW YORK

**USDC SDNY
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CAICER ALCANTRA,

: 07 Civ. 10602 (AJP)

Plaintiff,

ORDER OF DISMISSAL ON CONSENT

-against-

UNITED STATES OF AMERICA,

Defendant.

----- x

ANDREW J. PECK, United States Magistrate Judge:

The parties having informed the Court that they have reached a settlement agreement in principle and are finalizing settlement documents (see attached letter), IT IS HEREBY ORDERED THAT this action is dismissed with prejudice and without costs, provided, however, that any party may reinstate the action within 15 days hereof if the settlement is not fully effectuated. Any pending motions are to be terminated as moot.

SO ORDERED.

DATED: New York, New York
September 8, 2008



Andrew J. Peck
United States Magistrate Judge

Copies by fax & ECF to: Jeffrey M. Blum, Esq.
Li Yu, Esq.



U.S. Department of Justice

United States Attorney
Southern District of New York

86 Chambers Street, Third Floor
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August 29, 2008

BY FASCIMILE

Hon. Andrew J. Peck
United States Magistrate Judge
United States Courthouse
500 Pearl Street, Room 1370
New York, NY 10007

Re: *Alcantara v. United States of America*, 07 Civ. 10602 (AJP)

Dear Judge Peck:

This Office represents the United States (the "Government"), the defendant in the above-referenced Federal Tort Claims Act action. I write respectfully to advise the Court that the parties have agreed in principle to resolve this matter pursuant to a \$7,000 settlement. I also respectfully request that the Court stay all pending deadlines in this matter to permit the parties to reduce their agreement to writing.

I thank the Court for its consideration of this request.

Respectfully,

MICHAEL J. GARCIA
United States Attorney

By:

Li Yu
LI YU

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